

SB191_L.003

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Local Government.

SB13-191 be amended as follows:

1 Amend printed bill, page 5, after line 16 insert:

2 "(3) ANY RIGHT-OF-WAY TAKEN UNDER THIS SECTION THAT
3 INVOLVES THE CROSSING OVER, UNDER, OR THROUGH A DITCH EASEMENT
4 DOES NOT UNILATERALLY ABROGATE OR OTHERWISE IMPACT THE RIGHTS
5 OF THE DITCH OWNER TO INSPECT, OPERATE, AND MAINTAIN THE DITCH
6 EASEMENT AND DOES NOT RESULT IN ANY UNILATERAL ALTERATIONS BY
7 THE TAKING PARTY THAT WOULD SIGNIFICANTLY LESSEN THE UTILITY OF
8 THE DITCH EASEMENT, INCREASE THE BURDENS ON THE DITCH OWNER, OR
9 FRUSTRATE THE PURPOSE FOR WHICH THE DITCH EASEMENT WAS
10 CREATED."

** **